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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

FRANCISCO VEGA-GUZMAN,  
JUAN MARTINEZ-REYES,

Defendants.

**CASE NO. 1:20-CR-00174 NODJ-BAM**

STIPULATION TO VACATE STATUS  
CONFERENCE AND SET CHANGE OF PLEA  
HEARING; ORDER

Plaintiff, the United States, by and through its counsel of record, and the defendants, by and through their counsel of record, hereby stipulate as follows:

1. By previous order, this case was set for status on April 24, 2024.
2. The United States and defendants, Francisco Vega-Guzman and Juan Martinez Reyes, request that the Court vacate the status conference as to them only, and set this matter for a change of plea hearing on June 5, 2024. The defendants move to exclude time from April 24, 2024, through June 5, 2024, inclusive, under 18 U.S.C. § 3161(h)(7)(A) and B(iv).
3. The parties stipulate and request that the Court make the following findings:
  - a) The government has produced discovery to defense counsel and made other items available for inspection and copying.
  - b) Defense counsel desires additional time to finalize the plea agreement, prepare for

1 the change of plea hearing, and prepare for sentencing.

2 c) Defense counsel believes that failure to grant the above-requested continuance  
3 will deny them necessary and reasonable time for effective preparation.

4 d) Based on the above findings, the ends of justice served by continuing the trial as  
5 requested outweigh the interest of the public and the defendant in a trial within the original date  
6 prescribed by the Speedy Trial Act.

7 4. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,  
8 within which trial must commence, the period of April 24, 2024, through June 5, 2024, inclusive, is  
9 deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and B(iv) because it results from a  
10 continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends  
11 of justice served by taking such action outweigh the best interest of the public and the defendant in a  
12 speedy trial.

13  
14  
15 Dated: April 17, 2024

PHILLIP A. TALBERT  
United States Attorney

16 /s/ Antonio J. Pataca

17 ANTONIO J. PATACA  
Assistant United States Attorney

18  
19  
20 Dated: April 17, 2024

/s/ Daniel Harralson  
Attorney for Defendant Francisco Vega-Guzman

21  
22 Dated: April 17, 2024

/s/ Nicholas Reyes  
Attorney for Defendant Juan Martinez-Reyes

**ORDER**

IT IS SO ORDERED that the status conference set for April 24, 2024, is vacated. A change of plea hearing is set for **June 5, 2024 at 8:30 a.m. in Courtroom 5 before the District Court Judge**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv).

IT IS SO ORDERED.

Dated: April 18, 2024

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE